

ARREST



HBID ARREST NUMBER: 14-0001

DEFENDANT(S) NAME DOB

Gonzalez, Rafael 05/02/83

6801 Hollywood Blvd. #169
Hollywood, Ca. 90028 (323) 465-
0122

ARREST CODE	DATE	TIME
41.27© LAMC	11/07/14	1315
Drinking in Public		Hours

OFFICER: Anderson, D. # 127

OFFICER: Nam, K. # 131

SOURCE OF ACTIVITY:

On Friday, November 7, 2014, my partner (Officer Nam #131) and I (Officer Anderson #127) were working as contracted, uniformed security officers for the Hollywood Business Improvement District (H.B.I.D.) / Andrews International 6801 Hollywood Boulevard Hollywood, CA. 90028 (323) 465-0122. We were assigned to the bicycle team and deployed as B -2.

INVESTIGATION:

At approximately 1315 hours, we were conducting a business check at the business, "La Monarca" (Located at 6091 Sunset Boulevard, Hollywood Ca. 90028). As I exited the business I observed a male Hispanic adult (Later identified as Gonzalez, Rafael DOB: 05/02/83) standing on the north / east corner of Sunset Boulevard and Gower Street. Gonzalez was holding a brown paper bag that partially concealed an unknown green and gold aluminum can in his right hand.

It is a common practice for "Drinking In Public" violators to conceal an open alcoholic beverage inside of a brown paper bag in order to avoid being detected of drinking in public by the authorities.

I observed Gonzalez place the Green and gold aluminum can that was partially concealed inside of the brown paper bag to his lips / mouth, tilt his head back and take a long drink.

We decided to conduct a consensual encounter with Gonzalez in order to ascertain if he was drinking an alcoholic beverage in public. As I made contact with Gonzalez I asked him how he was doing today. Gonzalez replied, "Good. What's going on?" I asked Gonzalez if the aluminum can he was holding in his

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right hand that was concealed inside of the brown paper bag was an alcoholic beer. Gonzalez replied, "Yes." I asked Gonzalez to place the beer down on a nearby retaining wall. Gonzalez did so. I recovered the brown paper bag and removed the aluminum can that was inside of it and visually verified the can to be a 24 OZ. "Mickey's" alcoholic beverage (5.7% Alcohol by volume), cold to the touch and approximately $\frac{3}{4}$ full. BID Unit FB-5, Officers Rosales #109 and Trujillo #136 responded to our location to assist us.

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I advised Gonzalez that we were placing him under "Private Person's Arrest", as per 837 Penal Code - (Private Person's Arrest - Authority To Arrest / see attached for) for 41.27 © Los Angeles Municipal Code - (Drinking an alcoholic beverage in public). Gonzalez was handcuffed (adjusted /double locked for safety and comfort) without incident. I escorted Gonzalez to FB-5's patrol vehicle, placed him the rear passenger seat and seat belted him in.

CITE and RELEASE:

FB-5 transported Gonzalez to LAPD Hollywood Station where LAPD Patrol Officer Hallock #26650 issued Gonzalez a release from custody citation (D47414) for the listed charge and was ordered to appear at the Metropolitan Court House, 1945 South Hill Street, Los Angeles, 90007, on 11/07/2014, at 0830 Hours with the approval of the Watch Commander LT. Murrey.

ADDITIONAL:

Gonzalez has no prior contacts with B.I.D Officers.

Gonzalez did not state where he purchased the alcoholic beverage.

EVIDENCE:

The "Micky's" was disposed of by Officer Anderson.

PICTURE(S):

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INJURY AND MEDICAL TREATMENT:

None reported or observed at the time of contact/arrest.

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